

COPY

JAN 16 2014 10:11:15

United States District Court
For The District of Wyoming

UNITED STATES OF AMERICA,

WARRANT FOR ARREST

vs.

JOSEPH RUBEN HILL.

CASE NUMBER: 14-CR-27-1F

To:

The United States Marshal and any
Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest JOSEPH RUBEN HILL and bring him forthwith to the nearest magistrate to answer an **Indictment** charging him with **Conspiracy to Obstruct Justice** (Count 1), **Obstruction of Justice and Aiding and Abetting** (Counts 2-7), **Obstruction of Justice** (Count 8) in violation of 18 U.S.C. 1512(k), 18 U.S.C. 1512(b)(2)(A) and 2, 18 U.S.C. 1512(c)(2).

Stephan Harris

Name of Issuing Officer

Stephan Harris

Signature of Issuing Officer

By Deputy Clerk

Clerk of Court

Title of Issuing Officer

January 16, 2014, Cheyenne, WY

Date and Location

Bail fixed at \$ DETAINBy: Nancy D. FreudenthalChief United States District Judge

RETURN

This warrant was received and executed with the arrest of the above-named defendant at _____

DATE RECEIVED

NAME AND TITLE OF ARRESTING OFFICER

SIGNATURE OF ARRESTING OFFICER

DATE OF ARREST

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSEPH RUBEN HILL
(Counts 1 - 8)

and

MITCHELL PAUL MODELESKI, aka
Paul Andrew Mitchell,
(Counts 1 - 7 and 9)

Defendants.

No. 14-CR-27-F

Ct. 1: 18 U.S.C. § 1512(k)
(Conspiracy to Obstruct Justice)

Cts. 2-7: 18 U.S.C. §§ 1512(b)(2)(A) and 2
(Obstruction of Justice and Aiding
and Abetting)

Cts. 8-9: 18 U.S.C. § 1512(c)(2)
(Obstruction of Justice)

INDICTMENT

THE GRAND JURY CHARGES THAT:

INTRODUCTION

At all times relevant to this Indictment:

1. The Defendant JOSEPH RUBEN HILL resided in Cheyenne, Wyoming, and engaged in business consultation through the Creative Consulting Group, or "CCG".
2. The Defendant MITCHELL PAUL MODELESKI resided in Seattle, Washington, and, using the name Paul Andrew Mitchell, called himself a "Private Attorney General" with the "Supreme Law Firm." MODELESKI operated the "Supreme Law Firm" out of a rented one-bedroom apartment in Seattle, Washington, and he claimed the firm's specialty

was in constitutional law and had a mission to "dismantle the IRS." **MODELESKI** is not licensed to practice law.

3. The Internal Revenue Service Criminal Investigations Division had an ongoing investigation regarding **HILL's** involvement in a scheme of establishing for CCG clients multiple trusts to help those clients evade federal individual income taxes.

4. As part of that investigation, CCG clients were subpoenaed to produce records, documents and other materials to a grand jury impanelled in the United States District Court for the District of Wyoming.

5. **HILL** and **MODELESKI** worked together to impede the grand jury investigation by encouraging CCG clients not to comply with the grand jury subpoenas and orchestrated an effort to inundate the district court with frivolous demands for evidences of authority and notices that failure to respond had established the absence of any authority of the grand jury.

6. Paragraphs 1 through 5 are re-alleged and incorporated in Counts One through Nine below.

COUNT ONE

From on or about October 4, 2012, through on or about April 25, 2013, in the District of Wyoming and elsewhere, the Defendants, **JOSEPH RUBEN HILL** and **MITCHELL PAUL MODELESKI**, aka **Paul Andrew Mitchell**, did knowingly and intentionally combine, conspire, confederate and agree together and with others to corruptly obstruct, influence and impede the grand jury, an official proceeding, in violation of 18 U.S.C. § 1512(c)(2), and to corruptly persuade and engage in misleading conduct toward persons known to the grand jury

with intent to cause and induce such persons to withhold records, documents and other objects from the grand jury, an official proceeding, in violation of 18 U.S.C. § 1512(b)(2)(A).

All in violation of 18 U.S.C. § 1512(k).

COUNT TWO

From on or about December 18, 2012, through on or about April 25, 2013, in the District of Wyoming and elsewhere, the Defendants, **JOSEPH RUBEN HILL** and **MITCHELL PAUL MODELESKI**, aka **Paul Andrew Mitchell**, did knowingly and corruptly persuade and engage in misleading conduct toward CCG client P.B., a person known to the grand jury, with intent to cause and induce P.B. to withhold records, documents and other objects from the grand jury, an official proceeding, and the Defendants did knowingly aid and abet each other in the commission of said offense.

In violation of 18 U.S.C. §§ 1512(b)(2)(A) and 2.

COUNT THREE

From on or about December 18, 2012, through on or about April 24, 2013, the Defendants, **JOSEPH RUBEN HILL** and **MITCHELL PAUL MODELESKI**, aka **Paul Andrew Mitchell**, did knowingly and corruptly persuade and engage in misleading conduct toward CCG client J.H., a person known to the grand jury, with intent to cause and induce J.H. to withhold records, documents and other objects from the grand jury, an official proceeding, and the Defendants did knowingly aid and abet each other in the commission of said offense.

In violation of 18 U.S.C. §§ 1512(b)(2)(A) and 2.

COUNT FOUR

From on or about December 18, 2012, through on or about April 24, 2013, in the District of Wyoming and elsewhere, the Defendants, **JOSEPH RUBEN HILL** and **MITCHELL PAUL MODELESKI**, aka **Paul Andrew Mitchell**, did knowingly and corruptly persuade and engage in misleading conduct toward CCG client S.M., a person known to the grand jury, with intent to cause and induce S.M. to withhold records, documents and other objects from the grand jury, an official proceeding, and the Defendants did knowingly aid and abet each other in the commission of said offense.

In violation of 18 U.S.C. §§ 1512(b)(2)(A) and 2.

COUNT FIVE

From on or about December 18, 2012, through on or about April 24, 2013, in the District of Wyoming and elsewhere, the Defendants, **JOSEPH RUBEN HILL** and **MITCHELL PAUL MODELESKI**, aka **Paul Andrew Mitchell**, did knowingly and corruptly persuade and engage in misleading conduct toward CCG client R.M., a person known to the grand jury, with intent to cause and induce R.M. to withhold records, documents and other objects from the grand jury, an official proceeding, and the Defendants did knowingly aid and abet each other in the commission of said offense.

In violation of 18 U.S.C. §§ 1512(b)(2)(A) and 2.

COUNT SIX

From on or about December 18, 2012, through on or about April 24, 2013, in the District of Wyoming and elsewhere, the Defendants, **JOSEPH RUBEN HILL** and **MITCHELL PAUL**

MODELESKI, aka Paul Andrew Mitchell, did knowingly and corruptly persuade and engage in misleading conduct toward CCG client G.R., a person known to the grand jury, with intent to cause and induce G.R. to withhold records, documents and other objects from the grand jury, an official proceeding, and the Defendants did knowingly aid and abet each other in the commission of said offense.

In violation of 18 U.S.C. §§ 1512(b)(2)(A) and 2.

COUNT SEVEN

From on or about December 18, 2012, through on or about April 24, 2013, in the District of Wyoming and elsewhere, the Defendants, **JOSEPH RUBEN HILL** and **MITCHELL PAUL MODELESKI, aka Paul Andrew Mitchell**, did knowingly and corruptly persuade and engage in misleading conduct toward CCG client C.T., a person known to the grand jury, with intent to cause and induce C.T. to withhold records, documents and other objects from the grand jury, an official proceeding, and the Defendants did knowingly aid and abet each other in the commission of said offense.

In violation of 18 U.S.C. §§ 1512(b)(2)(A) and 2.

COUNT EIGHT

On or about January 7, 2013, in the District of Wyoming and elsewhere, the Defendant, **JOSEPH RUBEN HILL** did knowingly and corruptly obstruct, influence and impede the grand jury, an official proceeding, and attempted to do so, by sending to the United States District

Court frivolous demands for evidences of authority of court personnel to issue subpoenas on behalf of the grand jury.

In violation of 18 U.S.C. § 1512(c)(2).

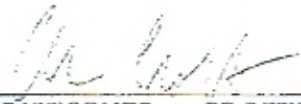
COUNT NINE

On or about January 10, 2013, in the District of Wyoming and elsewhere, the Defendant, MITCHELL PAUL MODELESKI, aka Paul Andrew Mitchell, did knowingly and corruptly obstruct, influence and impede the grand jury, an official proceeding, and attempted to do so, by sending to the United States District Court notices that failure to respond to demands for evidences of authority established the absence of any authority of court personnel to issue subpoenas on behalf of the grand jury.

In violation of 18 U.S.C. § 1512(c)(2).

A TRUE BILL:

FOREPERSON


CHRISTOPHER A. CROFTS
United States Attorney

PENALTY SUMMARY

DEFENDANT NAME: JOSEPH RUBEN HILL

DATE: January 14, 2013

INTERPRETER NEEDED: No

PLACE OF TRIAL: The government, pursuant to Rule 18, F.R.Cr.P., with due regard for the convenience of the defendant, any victim and witnesses, and the prompt administration of justice, requests trial be held in:

No Preference

VICTIM: No

SEAL CASE: No

OFFENSE: Ct. 1: 18 U.S.C. § 1512(k)
(Conspiracy to Obstruct Justice)

PENALTIES: NMT 20 Years of Imprisonment
\$250,000 Fine
3 Years Supervised Release
\$100 Special Assessment

OFFENSE: Cts. 2-7: 18 U.S.C. §§ 1512(b)(2)(A) and 2
(Obstruction of Justice and Aiding and Abetting)

PENALTIES: NMT 20 Years of Imprisonment
\$250,000 Fine
3 Years Supervised Release
\$100 Special Assessment

OFFENSE: Ct. 8: 18 U.S.C. § 1512(c)(2)
(Obstruction of Justice)

PENALTIES: NMT 20 Years of Imprisonment
\$250,000 Fine
3 Years Supervised Release
\$100 Special Assessment

TOTAL: NMT 20 Years of Imprisonment
\$2,000,000 Fine
3 Years Supervised Release
\$800 Special Assessment

AGENT: James Marcy, IRS-CID

AUSA: L. Robert Murray

**ESTIMATED TIME OF
TRIAL:** 1-5 days

**WILL THE GOVERNMENT
SEEK DETENTION IN THIS
CASE:** Yes

**ARE THERE DETAINERS
FROM OTHER
JURISDICTIONS:** No

PENALTY SUMMARY

DEFENDANT NAME: Mitchell Paul Modeleski, aka
Paul Andrew Mitchell,

DATE: January 14, 2013

INTERPRETER NEEDED: No

PLACE OF TRIAL: The government, pursuant to Rule 18, F.R.Cr.P., with due regard for the convenience of the defendant, any victim and witnesses, and the prompt administration of justice, requests trial be held in:

No Preference

VICTIM: No

SEAL CASE: No

OFFENSE: Ct. 1: 18 U.S.C. § 1512(k)
(Conspiracy to Obstruct Justice)

PENALTIES: NMT 20 Years of Imprisonment
\$250,000 Fine
3 Years Supervised Release
\$100 Special Assessment

OFFENSE: Cts. 2-7: 18 U.S.C. §§ 1512(b)(2)(A) and 2
(Obstruction of Justice and Aiding and Abetting)

PENALTIES: NMT 20 Years of Imprisonment
\$250,000 Fine
3 Years Supervised Release
\$100 Special Assessment

OFFENSE: Ct. 9: 18 U.S.C. § 1512(c)(2)
(Obstruction of Justice)

PENALTIES: NMT 20 Years of Imprisonment
\$250,000 Fine
3 Years Supervised Release
\$100 Special Assessment

TOTAL: NMT 20 Years of Imprisonment
\$2,000,000 Fine
3 Years Supervised Release
\$800 Special Assessment

AGENT: James Marcy, IRS-CID

AUSA: L. Robert Murray

**ESTIMATED TIME OF
TRIAL:** 1-5 days

**WILL THE GOVERNMENT
SEEK DETENTION IN THIS
CASE:** Yes

**ARE THERE DETAINERS
FROM OTHER
JURISDICTIONS:** No

FILED
U.S. DISTRICT COURT
DISTRICT OF WYOMING

2014 JAN 30 PM 2 18
UNITED STATES DISTRICT COURT

For The District of Wyoming
STEPHAN HARRIS, CLERK
CHEYENNE

United States of America,

vs.

JOSEPH RUBEN HILL,

APPEARANCE BOND

Case Number: 14-CR-27-NDF-1

I, the undersigned defendant acknowledge that I and my personal representatives, jointly and severally, are bound to pay to the United States of America the sum of \$20,000.00.

The conditions of this bond are that the defendant JOSEPH RUBEN HILL is to appear before this court and at such other places as the defendant may be required to appear, in accordance with any and all orders and directions relating to the defendant's appearance in this case, including appearance for violation of a condition of defendant's release as may be ordered or notified by this court or any other United States District Court to which the defendant may be held to answer or the cause transferred. The defendant is to abide by any judgment entered in such matter by surrendering to serve any sentence imposed and obeying any order or direction in connection with such judgment.

It is agreed and understood that this is a continuing bond (including any proceeding on appeal or review) which shall continue until such time the undersigned are exonerated.

If the defendant appears as ordered or notified and otherwise obeys and performs the foregoing conditions of this bond, then this bond is to be void, but if the defendant fails to obey or perform any of these conditions, payment of the amount of this bond shall be due forthwith. Forfeiture of this bond for any breach of its conditions may be declared by any United States District Court having cognizance of the above entitled matter at the time of such breach and if the bond is forfeited and if the forfeiture is not set aside or remitted, judgment may be entered upon motion in such United States District Court against each debtor jointly and severally for the amount above stated, together with interest and costs, and execution may be issued and payment secured as provided by the Federal Rules of Criminal Procedure and any other laws of the United States.

This bond is signed on January 30, 2014 at Cheyenne, Wyoming.

Defendant. [Signature]

City/State. Cheyenne Wyoming

Surety. _____

City/State. _____

Signed and acknowledged before me on January 30, 2014.

Approved: [Signature]
Judicial Officer

[Signature]
Judicial Officer/Clerk

FILED
United States District Court U.S. DISTRICT COURT
For The District of Wyoming DISTRICT OF WYOMING

2019 JAN 30 PM 2 18

UNITED STATES OF AMERICA,

v.

STEDEN STARRING CLERK
AUBRENE
CONDITIONS OF RELEASE

JOSEPH RUBEN HILL.

Case Number: 14-CR-27-NDF-1

IT IS ORDERED that the release of the defendant is subject to the following conditions:

- (1) The defendant shall not commit any offense in violation of federal, state or local law while on release in this case.
- (2) The defendant shall immediately advise the court, defense counsel and the U.S. attorney in writing of any change in address and telephone number.
- (3) The defendant shall appear at all proceedings as required and shall surrender for service of any sentence imposed as directed. The defendant shall be notified of the place and time of next appearance.

Release on Personal Recognizance or Unsecured Bond

IT IS FURTHER ORDERED that the defendant be released provided that:

- (4) The defendant promises to appear at all proceedings as required and to surrender for service of any sentence imposed.
- (5) The defendant executes an unsecured bond binding the defendant to pay the United States the sum of Twenty Thousand dollars (\$20,000) in the event of a failure to appear as required or to surrender as directed for service of any sentence imposed.

Additional Conditions of Release

(7) The defendant shall:

- submit to DNA testing as directed by the US Marshal Service.
- reside with Kathy Hill at 347 Hynds Avenue, Cheyenne, Wyoming, and he shall not move from said residence unless he has received prior permission from the US Probation Office.
- report on a regular basis to the following agency: US Probation Office.
- not have any contact, directly or indirectly, with the co-defendant or any potential witnesses or clients involved in the case. This includes e-mail, text messages, any other electronic form of communication including the internet, or the use of a third-party to pass or relay messages - including any past or present CCG clients as listed in the indictment.
- not consume alcohol to excess.
- refrain from any use or unlawful possession of a narcotic drug and other controlled substances defined in 21 U.S.C. §802 unless prescribed by a licensed medical practitioner.
- not travel outside the State of Wyoming during the pendency of this case. Defendant shall make alternative arrangements to have his personal belongings picked up in Colorado Springs, Colorado.
- maintain or actively seek employment of at least 35 hours per week. He shall provide documentation of his employment to his US Probation Officer.
- abide by the following restrictions on his personal associations, place of abode, or travel: shall not travel outside the State of Wyoming.
- refrain from possessing a firearm, destructive device, or other dangerous weapons.
- surrender any passport to: Clerk of the US District Court for the District of Wyoming, and he shall not attempt to obtain another passport while this case is pending.

Advice of Penalties and Sanctions

Violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for the defendant's arrest, a revocation of release, an order of detention, as provided in 18 U.S.C. §3148, and a prosecution for contempt as provided in 18 U.S.C. §401, which could result in a possible term of imprisonment or a fine.

The commission of any offense while on pretrial release may result in an additional sentence upon conviction for such offense to a term of imprisonment of not less than two years nor more than ten years if the offense is a felony; or a term of imprisonment of not less than ninety days nor more than one year if the offense is a misdemeanor. This sentence shall be consecutive to any other sentence and must be imposed in addition to the sentence received for the offense itself.

18 U.S.C. §1503 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to intimidate or attempt to intimidate a witness, juror, or officer of the court; 18 U.S.C. §1510 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to obstruct a criminal investigation; 18 U.S.C. §1512 makes it a criminal offense punishable by up to ten years imprisonment and a \$250,000 fine to tamper with a witness, victim, or informant; and 18 U.S.C. §1513 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to retaliate against a witness, victim or informant, or threaten or attempt to do so.

It is a criminal offense under 18 U.S.C. §3146, if after having been released, the defendant knowingly fails to appear as required by the conditions of release, or to surrender for the service of sentence pursuant to a court order. If the defendant was released in connection with a charge of, or while awaiting sentence, surrender for the service of a sentence, or appeal or certiorari after conviction, for:

- (1) an offense punishable by death, life imprisonment for a term of fifteen years or more, the defendant shall be fined not more than \$250,000 or imprisoned for not more than ten years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, the defendant shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, the defendant shall be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor, the defendant shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be consecutive to the sentence of imprisonment for any other offense. In addition, a failure to appear may result in the forfeiture of any bail posted.

Acknowledgment of Defendant

I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and to surrender for service of any sentence imposed. I am aware of the penalties and sanctions set forth above.

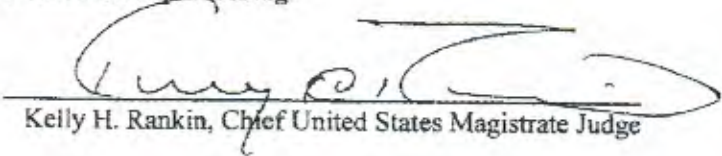
Signature of Defendant

Cheyenne Wyoming 82001
City/State/Zip

Direction to United States Marshal

- The defendant is **ORDERED** released after processing.

Date: January 30, 2014


Kelly H. Rankin, Chief United States Magistrate Judge